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## REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

ADDRESS TO: Mail Stop RCE

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Application No.	09/771,956
Filing Date	January 29, 2001
First Named Inventor	Kinrade
Group Art Unit	1647
Examiner Name	Sandra Wegert
Attorney Docket No.	UDL-007

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

### NOTES

**RCE v. CPA:** 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA.

**FEE AND SUBMISSION REQUIRED:** A submission as used in this section includes, but is not limited to, an information disclosure statement, an amendment to the written description, claims, or drawings, new arguments, or new evidence in support of patentability. If reply to an Office action under 35 U.S.C. 132 is outstanding, the submission must meet the reply requirements of § 1.111 (see 37 C.F.R. 1.114 (c)).

**RCE APPLIES TO:** An application in which prosecution is closed (see 37 C.F.R. § 1.114 (b)).

**RCE DOES NOT APPLY TO:** (1) A provisional application; (2) an application for a utility or plant patent filed under 35 U.S.C. 111(a) before June 8, 1995; (3) an international application filed under 35 U.S.C. 363 before June 8, 1995; (4) an application for a design patent; or (5) a patent under reexamination (see 37 C.F.R. 1.114(e)).

### 1. SUBMISSION REQUIRED UNDER 37 C.F.R. § 1.114

- a. ☐ Enter and consider the unentered amendment under 37 C.F.R. § 1.116 previously filed on \_\_\_\_.
- b. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_.
- c. ☒ Amendment/Response enclosed (4 pgs.).
- d. ☐ Affidavit(s)/Declaration(s) enclosed.
- e. ☐ Information Disclosure Statement (IDS) enclosed.
  - i. ☐ PTO-1449
  - ii. ☐ Copies of IDS Citations
- f. ☐ Other \_\_\_\_\_

### 2. RCE FEE REQUIRED UNDER 37 C.F.R. § 1.114

- a. ☐ Small entity status
  - i. ☐ was established in the prior nonprovisional application.
  - ii. ☐ is established herewith by the enclosed written assertion of entitlement to small entity status.
- b. ☒ A Petition and Fee for Extension of Time for 1 month up to and including July 30, 2004, is enclosed herewith.
- c. ☒ A check in the amount of \$ 880.00 is enclosed.
- d. ☐ The Commissioner is hereby authorized to charge the required fee(s), i.e., \$\_\_\_\_, to Deposit Account No. 20-0531.
- e. ☒ The Commissioner is hereby authorized to credit overpayments or charge any additional fees required for this submission under 37 C.F.R. §§ 1.16 and 1.17 to Deposit Account No. 20-0531.


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**3. MISCELLANEOUS**

- a. ☒ Return Receipt Postcard enclosed.  
b. ☒ Fee Transmittal (1 pg.).

CORRESPONDENCE ADDRESS	SIGNATURE BLOCK
Direct all correspondence to: Patent Administrator Testa, Hurwitz & Thibault, LLP High Street Tower 125 High Street Boston, MA 02110 Tel. No.: (617) 248-7000 Fax No.: (617) 248-7100	Respectfully submitted,  Daniel A. Wilson Attorney for Applicants Testa, Hurwitz & Thibault, LLP High Street Tower 125 High Street Boston, MA 02110 Date: July 27, 2004 Reg. No. 45,508 Tel. No.: (617) 248-7226 Fax No.: (617) 248-7100

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**PATENT**

Attorney Docket No.: UDL-007

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANTS:	Kinrade <i>et al.</i>	CONFIRMATION NO.:	9691
SERIAL NO.:	09/771,956	GROUP NO.:	1647
FILING DATE:	January 29, 2001	EXAMINER:	Sandra Wegert
TITLE:	CHIMERIC NEUROPEPTIDE Y RECEPTORS		

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**AMENDMENT AND RESPONSE**

Prior to Continued Examination, please enter this amendment and consider the accompanying remarks. Appropriate fees and forms for a Request for Continued Examination (RCE) are filed herewith.

The following amendment and remarks are made in response to the final Office Action dated October 29, 2003 ("the Office Action"). Subsequently, a timely Notice of Appeal was received by the Patent Office on April 30, 2004. A Petition for a one month extension of time, up to and including July 30, 2004, and the appropriate fee, are submitted herewith. Any other fees associated with the submission of this paper should be charged to deposit account number 20-0531.

**Amendments to the Claims** begin on page 2 of this paper.

**Remarks** begin on page 4 of this paper.